

Application No. 10/748,014  
Amendment dated February 27, 2008  
Reply to Office Action of January 11, 2008

### REMARKS

Reconsideration of the application is respectfully requested.

Claims 38-66 are pending. Claims 67 and 68 have been cancelled to expedite prosecution as they are directed to a non-elected group of a restriction requirement. Claims 1-37 were previously cancelled. Claims 38, 45-47, 49, 50, 51, 56, 60, and 64 were amended.

Claims 38, 45-47, 51, 56, 60, and 64 have been amended to recite *at least one compound that can be activated by methylalumoxane*. Support for the amendment may be found, for example, in paragraph [0255] of the application's publication, U.S. Patent Application Publication No. 2005/0148744.

Claims 38, 49, and 50 have been amended to recite *Group 4 or 5 metals*. Support for the amendment may be found, for example, in paragraphs [0043] and [0049] of the application's publication, U.S. Patent Application Publication No. 2005/0148744.

Thus, Applicant respectfully submits the above amendments add no new matter.

### **REJECTIONS UNDER 35 U.S.C. § 112**

Claims 38-66 were rejected under 35 U.S.C. § 112, first paragraph, for the reasons stated on pages 2-3 of the Action. Applicants have amended the claims to recite *at least one compound that can be activated by methylalumoxane*. Literal support for the amendment may be found, for example, in paragraph [0255], first sentence, of the application's publication, U.S. Patent Application Publication No. 2005/0148744, and as also noted by the Examiner on page 3 of the Action. Applicants respectfully request that the rejection be withdrawn.

### **REJECTIONS UNDER 35 U.S.C. §§ 102/103**

Claims 38-49, 52, and 56-66 were rejected under 35 U.S.C. § 102(a) as anticipated by or, in the alternative, under 35 U.S.C. § 103(a) as obvious over U.S. Patent No. 6,555,631 to Wang *et al.* ("Wang") for the reasons stated on page 3 of the Action. Applicants respectfully disagree in light of the amended claims. The subject claims have been amended to recite *Group 4 or 5 metals* to show that the reference catalysts are outside the scope Example 1 of Wang directed to iron metal complexes. Applicants respectfully submit that the subject

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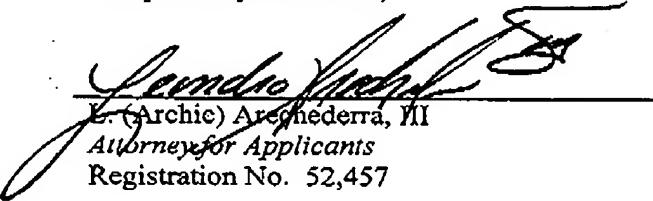
claims are not anticipated by or obvious over Wang and request that the rejection be withdrawn.

Applicant respectfully requests that all rejections be withdrawn and solicit a prompt notice of allowability. In the alternative, Applicant invite the Office to telephone the undersigned attorney if there are any other issues outstanding which have not been presented to the Office's satisfaction.

Respectfully submitted,

February 27, 2008

Date

  
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